

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

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CLERK HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

PAUL POGUE and  
PAUL POGUE, in his capacity  
as owner of SURVEYORS' PARK

Plaintiff,

Vs.

TONY CHANDLER, in his  
individual and official  
capacity, **SANDY G.**

**ROBINSON**, a for-profit  
Representative of INTERNATIONAL  
PAPER COMPANY, DANNY CLARK, in  
his individual and official  
capacity, and A, B, & C who  
are those people, partnerships,  
associates, corporations or  
agents who participated in the  
actions made the basis of this  
Complaint and who are  
presently unknown to the  
Plaintiff, but who will be  
added as Defendants when  
ascertained.

Defendants.

Civil Action No.  
2:06-cv-148-MHT

Jury Demand

**Plaintiff's Statement of Objection to**  
**The Magistrate Judge's Recommendation**  
**See concise brief filed herewith**

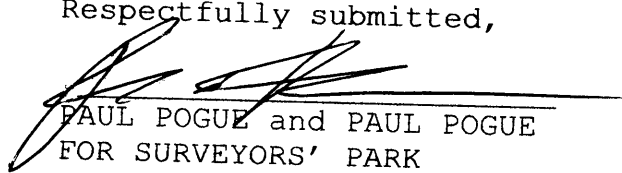
Comes now Paul Pogue, in his individual capacity and  
in his capacity as owner of Surveyors Park, and humbly  
shows unto your Honor the following:

1. The Magistrate's Recommendation is violative of  
the meaningful court process and should be vacated

and remanded on procedural grounds.

Wherefore, the premises considered, the Plaintiff prays that the procedural record evidence be reviewed and that your Honor grant just and proper relief.

Respectfully submitted,

  
PAUL POGUE and PAUL POGUE  
FOR SURVEYORS' PARK  
301 Kahn Street  
The Mays Building  
Montgomery, Alabama 36104  
(334) 561-2240

Certificate Of Service

I hereby certify that I have served by U.S. Mail Ms. Sandy G. Robinson and the attorney for Sandy G. Robinson with a true copy of this pleading on the following persons and addresses to wit:

Honorable Sandy G. Robinson  
63 South Royal Street, Suite 700  
Mobile, Alabama 36602

Honorable Danny Clark  
1349 County Road No. 61  
Clanton, Alabama 35046

Honorable Tony Chandler  
2584 Ridge Road  
Brewton, Alabama 36426

Honorable Christopher Weller  
P.O. Box 2069  
Montgomery, Alabama 36102

Honorable Charles T. Conway  
P.O. Box 302550  
Montgomery, Alabama 36130

Done this 4<sup>th</sup> day of May 2006.

Respectfully Submitted,



Paul Pogue